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14  
15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
17 OAKLAND DIVISION

18 GIL CROSTHWAITE, RUSS BURNS, in  
19 their respective capacities as Trustees of  
the OPERATING ENGINEERS HEALTH  
20 AND WELFARE TRUST FUND FOR  
NORTHERN CALIFORNIA and  
PENSION TRUST FUND FOR  
21 OPERATING ENGINEERS,

22 Plaintiffs,

23 v.

24 USA WASTE OF CALIFORNIA, INC., a  
25 Delaware corporation doing business in  
California as EL DORADO DISPOSAL  
SERVICE,

26 Defendant.

27 Case No. C07 1696 CW

28 **STIPULATION AND ORDER  
CONTINUING INITIAL CASE  
MANAGEMENT CONFERENCE AND  
RELATED DEADLINES**

[L.R. 6-2]

1 Plaintiffs GIL CROSTHWAITE, RUSS BURNS, in their respective capacities as  
 2 Trustees of the OPERATING ENGINEERS HEALTH AND WELFARE TRUST FUND FOR  
 3 NORTHERN CALIFORNIA and PENSION TRUST FUND FOR OPERATING ENGINEERS  
 4 (“Plaintiffs”) and Defendants USA WASTE OF CALIFORNIA, INC., a Delaware corporation doing  
 5 business in California as EL DORADO DISPOSAL SERVICE (“Defendant”), through their  
 6 respective counsel, hereby stipulate to and request that the Court order that the Initial Case  
 7 Management Conference and related deadlines be continued for an additional period of 60 days.

8 1. Pursuant to the Court’s Order Granting Plaintiffs’ Request for Continuance of  
 9 Case Management Conference, the initial Case Management Conference in this action, originally  
 10 scheduled for August 7, 2007, was rescheduled October 9, 2007 at 2:00 p.m.

11 2. Since the issuance of the Court’s Order, the parties have initiated settlement  
 12 discussions and have exchanged information relevant to the issues in the case, but have not  
 13 completed their discussions.

14 3. The parties wish to continue to explore a possible resolution of this action  
 15 without the necessity of further litigation time and expense.

16 4. As noted above, there has been one previous continuation of the Initial Case  
 17 Management Conference and related case management activities.

18 5. The parties expect that the requested extension of the date for the initial Case  
 19 Management Conference will have no adverse effect on the schedule for the case. No trial date or  
 20 other deadlines have yet been set. The requested extension may facilitate the resolution of the  
 21 parties’ dispute, and will at a minimum enable the parties to exchange additional information about  
 22 their respective positions that may streamline case management.

23 Therefore, Plaintiffs and Defendants, through their respective counsel, stipulate and  
 24 agree as follows:

25 1. The Initial Case Management Conference date of October 9, 2007 and related  
 26 deadlines are vacated.

27 2. The Initial Case Management Conference date is extended to December 11,  
 28 2007 at 2:00 p.m.

STIP. AND PROPOSED ORDER  
 CONTINUING CASE MGMT. CONF.

2.

Case No. C07 1696 CW

1                   3. Related deadlines for ADR and case management activities are extended  
2 accordingly, as provided in the Court's Order Setting Initial Case Management Conference and ADR  
3 Deadlines.

4  
5 Dated: October \_\_\_\_, 2007

6  
7  
8 Dated: October \_\_\_\_, 2007

9  
10 MICHELE STAFFORD  
11 SALTZMAN & JOHNSON LAW  
12 CORPORATION  
13 Attorneys for Plaintiffs

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15 NANCY L. OBER  
16 LITTLER MENDELSON  
17 A Professional Corporation  
18 Attorneys for Defendant  
19 USA WASTE OF CALIFORNIA, INC. doing  
20 business as EL DORADO DISPOSAL  
21 SERVICE

## ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: October 2, 2007

Charlotte

HONORABLE CLAUDIA WILKEN  
UNITED STATES DISTRICT JUDGE

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